

**J&M**  
**Jemison & Mendelsohn**

Attorneys at Law

Mays R. Jemison • Kenneth J. Mendelsohn

William J. Sinor • Melissa M. Sinor

*Of Counsel:* A. Lee Miller, III

1772 Platt Place  
Montgomery, Alabama 36117

Telephone 334.213.2323

Fax 334.213.5663

www.jmlfirm.com

March 2, 2016

David Byrne  
Governor's Legal Office  
600 Dexter Avenue  
State Capitol NB05  
Montgomery, AL 36130

RE: Spencer Collier

Dear David,

Just wanted to let you and Governor Bentley know that I now represent Spencer Collier.

Sincerely,



Kenneth J. Mendelsohn

**COMMITTEE  
EXHIBIT**

5-E



## ALABAMA LAW ENFORCEMENT AGENCY

201 SOUTH UNION STREET, SUITE 300 / P.O. BOX 304115 / MONTGOMERY, AL 36130-4115  
PHONE 334.517.2800 / ALEA.GOV

ROBERT BENTLEY  
GOVERNOR

OFFICE OF THE  
SECRETARY

STAN STABLER  
ACTING SECRETARY

KEVIN WRIGHT  
DEPUTY SECRETARY

March 22, 2016

Robert Bentley  
Governor  
State Capitol  
600 Dexter Avenue  
Montgomery, Alabama

RE: Resignation

Dear Governor Bentley:

Please accept this letter of resignation from the position of Director of Homeland Security and Secretary of the Alabama Law Enforcement Agency effective immediately.

It has been a privilege to serve the people of Alabama in this position to which you so graciously appointed me. Thank you for your confidence in me and the opportunity to foster public safety for the citizens of our state.

Sincerely,

Spencer Collier

Accepted:

\_\_\_\_\_  
Robert Bentley, Governor



## ALABAMA LAW ENFORCEMENT AGENCY

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DEPUTY SECRETARY

OFFICE OF THE GOVERNOR

ROBERT BENTLEY  
GOVERNOR



STATE CAPITOL  
MONTGOMERY, ALABAMA 36130

(334) 242-7100  
FAX: (334) 242-3282

## STATE OF ALABAMA

March 22, 2016

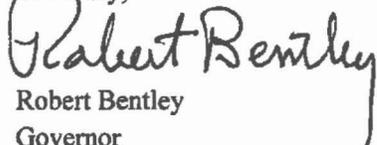
Spencer Collier  
Alabama Law Enforcement Agency  
Montgomery, Alabama

Re: Notice of Separation from Exempt Position and Cabinet Official

Dear Mr. Collier:

This is official notification that effective immediately, your services will no longer be needed. We regret that this action is necessary but wish you every success in your future endeavors.

Sincerely,

  
Robert Bentley  
Governor



OFFICE OF THE GOVERNOR  
STATE CAPITOL  
MONTGOMERY, ALABAMA 36130

Spencer Collier  
c/o Kenny Mendelsohn, Esquire  
1772 Platt Place  
Montgomery, Alabama 36117

April 28, 2016

Michael W. Robinson  
Alabama Law Enforcement Agency  
P. O. Box 304115  
Montgomery, Alabama 36130-4115

RE: Spencer Collier

Dear Mr. Robison:

Spencer still needs ALEA to process his RSA withdrawal form and submit it so he can get his retirement. Also, he has not been able to get clarification for how ALEA arrived at the amount of the payment for his annual leave and why he was billed for sick time. I trust that you agree he is entitled to this assistance and information.

I would appreciate you looking into these issues and giving me a prompt response.

Sincerely,

Kenneth J. Mendelsohn



## ALABAMA LAW ENFORCEMENT AGENCY

201 SOUTH UNION STREET, SUITE 300 / P.O. BOX 304115 / MONTGOMERY, AL 36130-4115  
PHONE 334.517.2800 / ALEA.GOV

**ROBERT BENTLEY**

GOVERNOR

**STAN STABLER**

SECRETARY

**KEVIN WRIGHT**

DEPUTY SECRETARY

May 3, 2016

Kenneth J. Mendelsohn, Esquire  
Jemison & Mendelsohn, P.C.  
1772 Platt Place  
Montgomery, Alabama 36117

Re: Spencer Collier

Dear Mr. Mendelsohn:

I am in receipt of your April 28, 2016 letter requesting assistance in processing Spencer's RSA withdrawal form and obtaining clarification as to his annual leave payout and why he was charged sick leave during his time of absence. First, in order to ALEA to process an RSA withdrawal for Spencer, he needs to complete the RSA Form 7. ALEA Personnel has indicated that the Form 7 has not been received by Spencer or RSA for processing as of this date. As a courtesy, the Form 7 has been enclosed along with this letter.

The separation/leave payment Spencer was issued on April 29, 2016 was for 443 hours of annual leave and 16 hours of sick leave (check details are enclosed). The Rules of the State Personnel Board allow the payment of up to 480 hours of annual leave during an employee's State career. Spencer received payment for 37 hours of annual leave when he resigned from the Department of Public Safety in January, 2006. Thus, Spencer's maximum allowable annual leave payment was 443 hours (480-37=443).

As you are aware, the Governor notified Spencer he was being placed on leave on February 17, 2016. Consequently, Spencer was charged sick leave for absences from work beginning February 18, 2016 through his separation effective date of March 22, 2016. During this period, Spencer was charged with using 184 hours of sick leave.

Let me know if you require any additional information and/or clarification.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael Robinson".

Michael Robinson  
Chief Legal Counsel

MR/SG

Enclosures



**PART III EMPLOYER CERTIFICATION**

**If this is a state agency reporting unit, do not submit this form to the Retirement Systems until all warrant cancellations for this individual have been processed by the state comptroller.**

Name of Employing Agency: \_\_\_\_\_

Last retirement contribution was included in the \_\_\_\_\_ report.  
(Month or if state employee, last payroll check issue date)

Last day for which employee is paid: \_\_\_\_\_  
Month Day Year

I hereby certify the final salary payment has been made to the above named member and that this person has no further contract, written or oral, to return to employment at said agency.

Signature of Payroll Official \_\_\_\_\_ Date \_\_\_\_\_

Note: Send this form with the payroll report which includes the member's final deposit.

**INSTRUCTIONS FOR REFUND REQUEST**

- Type or print in black ink.
- Complete Part I and Part II and have your signature notarized. If you elect a direct rollover, the trustee must complete the trustee information in Part II. The trustee official must verify if their plan accepts or does not accept non-taxable funds. The trustee official must also sign to affirm acceptance of the transfer.
- Part III should be completed by the employing agency. The refund will not be mailed until the Retirement Systems of Alabama (RSA) receives the member's final deposit and this form.
- Any person who makes a false statement or falsifies a record in an attempt to defraud the RSA shall be guilty of a misdemeanor, and upon conviction, be punished by a fine up to \$500.00 and/or imprisonment not to exceed one year.
- After this form has been completed, any address change must be submitted to RSA in writing and be signed by the applicant. Include your Social Security number on any correspondence.

**Employment Termination Statement**

I hereby certify that I have permanently terminated my employment in any agency covered by the Retirement Systems indicated and request that the contributions and applicable interest be distributed as shown. I further certify I do not have a contract nor am I negotiating for employment with any agency covered by the System indicated. I understand that I am *not entitled to the total interest* credited to my account, but a proportion of the total interest determined by the number of years I have contributed. The refundable funds in my account are due to me and unpaid, and I understand that payment in accordance with this form will release the RSA from any claim for other benefits.

**No portion of the refund is subject to state of Alabama income tax.**

If you have any questions regarding the taxability of your refund, contact the IRS or a tax advisor.

MODE: S SCREEN: QCHK USERID: S381

05/03/16 01:26:13 PM

PAYROLL CHECK STATUS INQUIRY

EMPLOYEE ID: NAME: COLLIER, JACK S

CHECK: 00001060504625 HR BANK ACCOUNT: 02 WACHOVIA PAYROLL NO: 3814  
 DATE: 04 29 16 STATUS: C CLEARED AS OF: 04 27 16 CMB CHK FL: N  
 TOTAL PAY: 36,283.12 TOTAL DED: 13,714.58 NET: 22,568.54  
 FICA WAGE: 36,283.12 FRINGE BEN: 2,775.65 REIMBURSABLE: 0.00

AP	EVENT	INPUT	DOLLAR	LINE/	DT
ID TYPE PLAN	DATE	AMOUNT	AMOUNT	DOCUMENT ID	SUBLINE TP
TANNL	03 22 16	443:00	35,018.35	PPER 381 000000934770	0001 01
THLDY	03 22 16	16:00	1,264.77	PPER 381 000000934770	0002 01
FDTAX FDTAX	04 29 16	DEDUCTION	9,070.78	000374642254	0000 00
FICAE FICAE	04 29 16	DEDUCTION	2,249.55	000374642250	0000 00
MEDIE MEDIE	04 29 16	DEDUCTION	526.10	000374642253	0000 00
STTAX STTAX	04 29 16	DEDUCTION	1,814.15	000374642255	0000 00
YMCA YMCA	04 29 16	DEDUCTION	54.00	000374642256	0000 00
FICAR FICAR	04 15 16	FRINGE	2,249.55	000374642248	0000 00
MEDIR MEDIR	04 15 16	FRINGE	526.10	000374642251	0000 00

H--YI103 END OF INQUIRY

Invoice Numbr	Item Number	Description	Date of Purc	Vendor	Total Payment Rendered
1189844	TS1232004	Camp shirt khaki M 31.95	4/29/2014	Gulf States Distributors	
	TS1235004	Camp shirt navy M 31.95	4/29/2014	Gulf States Distributors	
	TS1233004	Camp shirt charcoal M 31.95	4/29/2014	Gulf States Distributors	
	PRF53457225C	Fastback polo M 29.95	4/29/2014	Gulf States Distributors	
	PRF53457200J	Fastback polo M 29.95	4/29/2014	Gulf States Distributors	\$155.75
46024	1500	#10 Envelopes 1500 count-foil embossed	3/9/2011	Craftmaster Printers, Inc	
45935	1500	Letterhead-foil emb Collier 1500 count	2/25/2011	Craftmaster Printers, Inc	\$364.58
45936	1500	Foil embossing dies	2/25/2011	Craftmaster Printers, Inc	\$318.42
75933603600	823297	Columbian leather briefcase	3/9/2015	Office Depot	\$150.00
888	88849100 (2)	Metallic Solar Plus 77.28	2/25/2015	Walmart	\$121.99
	71722165	ValuPac Metal 7.86	2/25/2015	Walmart	
	82579345 (3)	Eclipse Polar Ice 6.72	2/25/2015	Walmart	
	91207162	Car Charger 14.95	2/25/2015	Walmart	
	91207192 (2)	IP5 AC Charger 59.94	2/25/2015	Walmart	
	91207212	Car Charger 19.96	2/25/2015	Walmart	\$126.72
71314	80536721891	Ray Ban sunglasses 164.95	7/13/2014	Sunglass Hut	\$164.95
3	15 (15)	Kitanica All Seasons Pants 2358.75	10/28/2013	CCI Custom Weaponry	
	15 (15)	Kitanica Zip Fleece 1938.75	10/28/2013	CCI Custom Weaponry	\$3,807.15
006R1	006R1	Vertx Integrity Shell 157.46	1/6/2015	CCI Custom Weaponry	#####
	006R1	Kitanica Mark VI Jacket 449.00	1/6/2015	CCI Custom Weaponry	\$606.46
5	5	Kitanica All Seasons pants (3) 157.25	5/27/2014	CCI Custom Weaponry	
	5	Kitanica Backcountry Pants (4) 89.25	5/27/2014	CCI Custom Weaponry	
	5	Kitanica Mark V Jacket 58.50	5/27/2014	CCI Custom Weaponry	
	5	Kitanica Mark Fleece Liner 110.50	5/27/2014	CCI Custom Weaponry	\$1,560.15
92458276	10 (2)	Unbilled PO Tender Men's Tourny Polo 65.01	10/16/2012	Dick's Sporting Goods	\$65.01
92441667	10	Chameleon U Stretch Hiking Shoe 124.99	10/2/2012	Dick's Sporting Goods	
	20	Ultimate Roc Pant (2) 49.99	10/2/2012	Dick's Sporting Goods	
	30	Men's Tourn Polo (2) 29.99	10/2/2012	Dick's Sporting Goods	\$284.95
1227674	1	Camp Shirt Mt Blue XL 36.00	10/24/2015	Gulf States Distributors	
	2	Shirt Performance Gold Rush XL 56.00	10/24/2015	Gulf States Distributors	
	3	Flex Woven Underbrush XL 56.00	10/24/2015	Gulf States Distributors	
	4	Camp Shirt Black XL 36.00	10/24/2015	Gulf States Distributors	
	5	Combat Shirt Dark Navy XL 48.00	10/24/2015	Gulf States Distributors	
	6	Camp Shirt Arctic Gray L 36.00	10/24/2015	Gulf States Distributors	
	7	UA Tac Patrol Pant Marine 36x30 59.95	10/24/2015	Gulf States Distributors	
	8	UA Tac Patrol Pant Coyote 59.95	10/24/2015	Gulf States Distributors	
	9	UA Tac Patrol Pant Desert 59.95	10/24/2015	Gulf States Distributors	
	10	UA Tac Patrol Pant Dark Navy 59.95	10/24/2015	Gulf States Distributors	\$447.86
1156879	51171198	XL Covert Shirt Flint Plaid 38.95	7/18/2012	Gulf States Distributors	
	51171198	L Cover Shirt Flint Plaid 38.95	7/18/2012	Gulf States Distributors	
	51171198	XL Covert Shirt Classic Stampede 38.95	7/18/2012	Gulf States Distributors	
	51171198	L Covert Shirt Classic Stampede 38.95	7/18/2012	Gulf States Distributors	
	51171198	XL Covert Shirt Classic Spice Plaid 38.95	7/18/2012	Gulf States Distributors	
	51171198	L Covert Shirt Classic Spice Plaid 38.95	7/18/2012	Gulf States Distributors	\$233.70
1204329	NSA050	(2) UA Tac Patch Caps 46.00	1/22/2015	Gulf States Distributors	
	NSA51100	Storm Tac Combat Shirt L 78.00	1/22/2015	Gulf States Distributors	
	NSA51100	UA Cold Gear (2) 166.00	1/22/2015	Gulf States Distributors	
	NSA51100	Storm Tac Duty pant 1 black/1 coyote 34x30 146.00	1/22/2015	Gulf States Distributors	
	51159409	L Trainer black belt 36x38 39.95	1/22/2015	Gulf States Distributors	
	51159409	L Trainer belt coyote 36x38 39.95	1/22/2015	Gulf States Distributors	\$515.90
46668	1500	A-6 Envelopes-foil emb (1500 count)	5/18/2011	Craftmaster Printers, Inc	\$354.48
1200432	NSA51100	GAL Holster 64.95	11/4/2014	Gulf States Distributors	
	PF715RNDBLK	715 badge clip 9.00	11/4/2014	Gulf States Distributors	
	PF715RNDYAN	715 badge clip 9.00	11/4/2014	Gulf States Distributors	
	SA7350012	(2) badge 16.00	11/4/2014	Gulf States Distributors	
	PF100BH1976	badge accessory 17.95	11/4/2014	Gulf States Distributors	

NSA050	Perfect Fit	21.95	11/4/2014	Gulf States Distributors	
AAXP85923-8	G42 Fixed Sights	285.00	11/4/2014	Gulf States Distributors	
PEPG42	Pearce Grip (3)	20.85	11/4/2014	Gulf States Distributors	
DES62RHMED	AUTO Apache ankle holster	42.00	11/4/2014	Gulf States Distributors	
BLA410567BK	CQC holster matte G42	32.00	11/4/2014	Gulf States Distributors	
CC15202	Blazer Brass .380 (4)	48.00	11/4/2014	Gulf States Distributors	
SPES3606	.380 ammo (2)	32.00	11/4/2014	Gulf States Distributors	
GLMF42106	G42 6rd mag	21.00	11/4/2014	Gulf States Distributors	\$651.70
1234641	ABTX55766-17 9 mm	320.50	1/25/2016	Gulf States Distributors	
	1 GI43 extended mag	25.00	1/25/2016	Gulf States Distributors	
	2 Holster Matte RH G43	36.00	1/25/2016	Gulf States Distributors	
	3 .40 cal critical duty (2)	25.00	1/25/2016	Gulf States Distributors	
	4 .40 cal 155gr FMJ	18.00	1/25/2016	Gulf States Distributors	

## ALEA Evaluation Listing

search results by person

Printed on 03-14-2016 at 04:08:58 PM

### (16) PERSON RESPONSIBLE: Collier Jack S

ASSET NUM	DESCRIPTION	BAR CODE	SERIAL NUMBER	COUNTY	BLDG	ROOM	ORG ACQ COST	BS SUBCODE	TAG
35-081385	MACO P7100M PORTABLE RADIO	35081385	9275163	MONTGOMERY	OS	0	\$3,624.00	0100	
35-081835	RADIO, MOTOROLA APX 7500 DUAL	35081835	656CQM0510	MONTGOMERY	OS	0	\$9,886.50	0100	ST0739
35-081990	CPU DELL TABLET VENUE 11 PRO	35081990	JD69S02	MONTGOMERY	OS	0	\$1,119.84	0100	
35-084136	RADIO MOTOROLA APX7500 HP DU	35084136	656CQP0464	MONTGOMERY	OS	0	\$6,949.91	0100	S6546B
35-086635	CPU DELL OPTIPLEX 980 SFF	35086635	HY8NNN1	MONTGOMERY	OS	0	\$1,033.00	0100	
35-086830	TELEVISION 70IN RAZOR LED 3D SI	35086830	LFTROXBP3200583	MONTGOMERY	OS	0	\$2,200.00	0100	
35-086865	IPAD Air Smart Case/IPAD Air WIFI 12	35086865	SDMPLP8CZFKYC	MONTGOMERY	OS	0	\$956.42	0100	
35-087071	RADIO ARMADILLO R765 2 WAY	35087071		MONTGOMERY	OS	0	\$850.00	0100	
35-087085	PISTOL GLOCK 27 40 CAL 2011	35087085	RHT865	MONTGOMERY	OS	0	\$357.00	0100	
35-087088	CPU DELL LATITUDE E6510 LAPTOP	35087088	5116348477	MONTGOMERY	OS	0	\$1,667.49	0100	
35-087188	PISTOL RUGER LCR 38 REVOLVER	35087188	542-44388 46-20	MONTGOMERY	OS	0	\$359.00	0100	
35-087225	CPU APPLE IPAD AIR 128 GB	35087225	DMPLP8CZFKYC	MONTGOMERY	OS	0	\$922.55	0100	
35-087340	PISTOL GLOCK G23 GEN 4	35087340	XPG378	MONTGOMERY	OS	0	\$499.00	0100	
35-087699	PISTOL GLOCK G42 .380 W/ FIXED S	35087699	AAXP859	MONTGOMERY	OS	0	\$651.70	0100	
35-087792	CHAIR FREEDOM TASK W/ HEADRE	35087792	NA	MONTGOMERY	OS	0	\$667.50	0100	
35-089114	RADIO MOTOROLA APX7500	35089114	656CRR1641	MONTGOMERY	OS	0	\$7,671.72	0100	

Print Name

DEPARTMENT OF THE TREASURY  
ALCOHOL AND TOBACCO TAX AND TRADE BUREAUEXEMPTION CERTIFICATE (USE BY STATE OR LOCAL GOVERNMENTS)  
(For use by State and local governments (section 4221(a)(4) of the Internal Revenue Code).)

February 12 , 2016 I hereby certify that I am Secretary- J. Spencer Collier  
(Month & Day) (Title of Officer)

of AL Law Enforcement Agency-SBI ; that I am authorized to execute this certificate; and that  
(State or local government)

(check applicable type of certificate):

- The article or articles specified in the accompanying order, or on the reverse side hereof, (or)
- All orders placed by the purchaser for the period commencing \_\_\_\_\_ and ending \_\_\_\_\_  
(Date) (Date)  
(period not to exceed 12 calendar quarters)
- are, or will be, purchased from Smith and Wesson for the  
(Name of manufacturer)
- exclusive use of AL Law Enforcement Agency-SBI  
(Governmental unit)
- of \_\_\_\_\_  
(State or local government)

I understand that the exemption from tax in the case of sales of articles under this exemption certificate to a State, etc., is limited to the sale of articles purchased for its exclusive use<sup>1</sup>. I understand that fraudulent use of this certificate for the purpose of securing this exemption will subject me and all parties making such fraudulent use of this certificate to all applicable criminal penalties under the Internal Revenue Code.

SIGNATURE

PRINTED NAME

ADDRESS

AL Law Enforcement Agency- SBI  
834 Adams Ave.  
Montgomery, AL 36102

<sup>1</sup> A sale of an article to a State or local government for resale is not considered to be a sale for the "exclusive use" of the State or local government, within the meaning of section 4221(a)(4) of the code, and, therefore, such sales may not be made tax-free. Such sales may not be made tax-free even if the resales are made to government employees, or the article is an item of equipment the employee is required to possess in carrying out his duties.

## PAPERWORK REDUCTION ACT NOTICE

This request is in accordance with the Paperwork Reduction Act of 1995. In some cases, persons who sell firearms or ammunition tax-free use specific exemption certificates to support the tax-free sales. This form contains all required information for a properly executed certificate. This is being provided to promote uniformity among excise taxpayers and eliminate the need for taxpayers to design their own certificates. The information requested is required by Title 27, Code of Federal Regulations, Part 53.

We estimate the average burden associated with this collection of information is 45 minutes per respondent or recordkeeper, depending on your individual circumstances. Address your comments concerning the accuracy of this burden estimate and suggestions to reduce this burden to: Reports Management Officer, Regulations and Rulings Division, Alcohol and Tobacco Tax and Trade Bureau, Washington, DC 20220.

TTB may not conduct or sponsor and you are not required to respond to, a collection of information unless it displays a current, valid OMB control number.

## Invoice



Gulf States Distributors  
6000 East Shirley Lane  
P.O. Box 241387 (36124-1387)  
Montgomery, AL 36117  
3342712010

Invoice Number: 1234641-IN  
Invoice Date: 1/25/2016

Order Number: 0126368  
Order Date: 1/25/2016  
Salesperson: 0050  
Customer Number: ALEA

## Sold To:

AL Law Enforcement Agency  
P.O. Box 304115  
Montgomery, AL 36130-4115

## Ship To:

ALEA  
201 South Union St  
Ste 300  
Attn: Gene Wiggins  
Montgomery, AL 36130-4115

Customer P.O.	Ship VIA	F.O.B.	Terms			
016-0005			NO TERMS			
Item Number	Unit	Ordered	Shipped	Back Ordered	Price	Amount
GLPI43502	EACH	1.00	1.00	0.00	320.50	320.50
G43 9mm w/5rd magazines						DropShip: N
Serial Number: ABTX557 66-17						
NS-A D-50	EACH	1.00	1.00	0.00	25.00	25.00
Glock 43 Ext Magazine						DropShip: N
BLA410568BK	EACH	1.00	1.00	0.00	36.00	36.00
CQC holster Matte RH G43						DropShip: N
HOR90225	BOX	1.00	1.00	0.00	25.00	25.00
9mm +P 135gr Critical Duty						DropShip: N
FEDAE40R2	BOX	1.00	1.00	0.00	18.00	18.00
AE40R2 .40 155gr FMJ						DropShip: N

These items were picked up by Director Gene Wiggins on 1/25/2016.

15-day money back guarantee (less shipping charges) if not completely satisfied. Call 800.223.7869 for return authorization. Special-ordered products are subject to a 50% restock fee. All warranties are held by the manufacturer.

Net Invoice: 424.50  
Less Discount: 0.00  
Freight: 0.00  
Sales Tax: 0.00  
Invoice Total: 424.50



**ALABAMA LAW ENFORCEMENT AGENCY**  
 201 SOUTH UNION STREET, SUITE 300 / P.O. BOX 304115 / MONTGOMERY, AL 36130-4115  
 PHONE 334.517.2800 / ALEA.GOV

*copy to agency  
1/27/16*

ROBERT BENTLEY  
GOVERNOR

SPENCER COLLIER  
SECRETARY

January 26, 2016

Michael Jones  
Purchasing Director  
100 North Union Street  
Montgomery, Alabama 36130

Dear Mr. Jones:

The Alabama Law Enforcement Agency requests approval to pay the attached invoices totaling \$424.50 from Gulf States Distributors for a Glock pistol and accessories.

Gulf States holds contract TA099 to supply our pistols but, the contract is not set up in STAARS at this time which precluded issuing a delivery order. Once the contract is available in STAARS it should preclude a reoccurrence.

If you require additional information, please contact Dan Bobbitt at 353-2218. Thank you for your consideration of this request.

Sincerely,

Spencer Collier  
Secretary of Law Enforcement

SC/dob

Attachment

*Approved to pay  
\$424.50  
Michael Jones  
1/24/16*

RECEIVED

JAN 26 2016

STATE OF ALABAMA PURCHASING



## ALABAMA LAW ENFORCEMENT AGENCY

201 SOUTH UNION STREET, SUITE 300 / P.O. BOX 304115 / MONTGOMERY, AL 36130-4115  
PHONE (334) 517-2800 / ALEA.GOV

ROBERT BENTLEY  
GOVERNOR

OFFICE OF THE  
SECRETARY

Spencer Collier  
Secretary

February 12, 2016

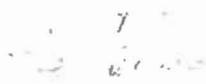
Gulf States Distributors  
6000 E. Shirley Lane  
Montgomery, AL 36117

RE: Smith & Wesson Bodyguard .38 Revolver

The AL Law Enforcement Agency would like to purchase One Smith & Wesson Bodyguard .38 cal Revolver. This weapon is being purchased for official duties.

If you have any questions, please contact me.

Thank You,

  
J. Spencer Collier  
Secretary























Kenny Mendelsohn <kenny@jmfirm.com>

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## Follow Up to Our Call Last Week in re Prescription Drug Monitoring Program (PDMP) Database

8 messages

---

Brian.Hale@adph.state.al.us <Brian.Hale@adph.state.al.us>

Tue, Apr 26, 2016 at 1:18 PM

To: kenny@jmfirm.com

Kenny:

Good afternoon, and please excuse my tardiness in getting back to you. This message relates to your call last week in regards to your and Mr. Collier's concern that someone may have inappropriately accessed information of Mr. Collier contained in the PDMP database. I confirmed that per the PDMP laws that access to the database is very limited. There is no means by which an individual may request a report of activity pertaining to his/her information.

The PDMP statutes are set out at § 20-2-210, et seq., Code of Ala. 1975. Section 20-2-214 provides as follows:

"The following persons or entities shall be permitted access to the information in the controlled substances database, subject to the limitations indicated below:

- (1) Authorized representatives of the certifying boards, provided, however, that access shall be limited to information concerning the licensees of the certifying board; however, authorized representatives from the Board of Medical Examiners may access the database to inquire about certified registered nurse practitioners (CRNPs), or certified nurse midwives (CNMs) that hold a Qualified Alabama Controlled Substances Registration Certificate (QACSC).
- (2) A licensed practitioner approved by the department who has authority to prescribe, dispense, or administer controlled substances. The licensed practitioner's access shall be limited to information concerning himself or herself, registrants who possess a Qualified Alabama Controlled Substances Registration Certificate over whom the practitioner exercises physician supervision or with whom they have a joint practice agreement, a certified registered nurse practitioner and a certified nurse midwife with a Qualified Alabama Controlled Substances Registration Certificate over whom the practitioner exercises professional oversight and direction pursuant to an approved collaborative practice agreement, a current patient of the practitioner, and individuals seeking treatment from the practitioner. Practitioners shall have no requirement or obligation, under this article, to access or check the information in the controlled substances database prior to prescribing, dispensing, or administering medications or as part of their professional practice. However, the applicable licensing boards, in their discretion, may impose such a requirement or obligation by regulations.
- (3) A licensed physician approved by the department who has authority to prescribe, dispense, or administer controlled substances may designate up to two employees who may access the database on the physician's behalf.
- (4) A licensed certified registered nurse practitioner or a licensed certified nurse midwife approved by the department who is authorized to prescribe, administer, or dispense pursuant to a Qualified Alabama Controlled Substances Registration Certificate; provided, however, that such access shall be limited to information concerning a current or prospective patient of the registered nurse practitioner or certified nurse midwife.
- (5) A licensed assistant to physician approved by the department who is authorized to prescribe, administer, or dispense pursuant to a Qualified Alabama Controlled Substances Registration Certificate;

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provided, however, that such access shall be limited to information concerning a current patient of the assistant to the physician or an individual seeking treatment from the assistant to physician.

(6) A licensed pharmacist approved by the department, provided, however, that such access is limited to information related to the patient or prescribing practitioner designated on a controlled substance prescription that a pharmacist has been asked to fill. Pharmacists shall have no requirement or obligation to access or check the information in the controlled substances database prior to dispensing or administering medications or as part of their professional practices.

(7) State and local law enforcement authorities as authorized under Section 20-2-91, and federal law enforcement authorities authorized to access prescription information upon application to the department accompanied by a declaration that probable cause exists for the use of the requested information.

(8) Employees of the department and consultants engaged by the department for operational and review purposes.

(9) The prescription drug monitoring program of any of the other states or territories of the United States, if recognized by the Alliance for Prescription Drug Monitoring Programs under procedures developed by the United States Department of Justice or the Integrated Justice Information Systems Institute or successor entity subject to or consistent with limitations for access prescribed by this chapter for the Alabama Prescription Drug Monitoring Program.

(10) Authorized representatives of the Alabama Medicaid Agency; provided, however, that access shall be limited to inquiries concerning possible misuse or abuse of controlled substances by Medicaid recipients."

Sincerely,  
Brian

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